

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Nobuaki TAKAHASI *et al.*

Title: **ANTI-CD40 ANTIBODY MUTANTS**

Appl. No.: 10/584,345

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ON  
FEBRUARY 16, 2009**

Examiner: Phillip GAMBEL

Art Unit: 1644

Confirmation  
Number: 3671

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT  
UNDER 37 C.F.R. §1.56**

**Mail Stop: Amendment**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 C.F.R. §1.56.

A copy of each non-U.S. patent document and each non-patent document is being submitted to comply with the provisions of 37 C.F.R. §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 C.F.R. §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

**TIMING OF THE DISCLOSURE**

The listed documents are being submitted in compliance with 37 C.F.R. §1.97(b), before the mailing date of the first Office Action on the merits.

**RELEVANCE OF EACH DOCUMENT**

Each document listed on the attached PTO/SB/08 was cited for relevance in relation to the prosecution of a Japanese or Chinese counterpart to the captioned application. A copy of the English translation of the Applicants' Response filed to the Japanese Office Action dated September 9, 2008 is submitted herewith. Further, a copy is submitted of the Chinese Office Action issued January 9, 2009.

Applicants respectfully request that the Examiner consider and make of record each listed document, and that an initialed copy of Form PTO/SB/08 be returned in accordance with M.P.E.P. §609.

Although Applicants believe that no fee is required in this context, the Commissioner is hereby authorized to charge any fees required for this Request to Deposit Account No. 19-0741.

Respectfully submitted,

Date 16 February 2009

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